UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA Attorney: 111 - 97

SPIRIT AIRLINES, INC.

Plaintiff(s)

- against -

24/7 REAL MEDIA, INC. ET AL

Defendant(s)

Index #: 07-60399

Date Filed:

AFFIDAVIT OF SERVICE

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

BYRAN E. MCELDERRY BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

FILED by ______ D.C.
INTAKE
APR 27 2007
CLARENCE MADDOX
CLERK U.S. DIST. CT.
S.D. OF FLA. - MIAMI

That on April 16, 2007 at 02:42 PM at

C/O SHIFF & TISMAN, REGISTERED AGENT OF INTERCEPT INTERACTIVE, INC.
280 MADISON AVENUE 5TH FLOOR
NEW YORK, NY10016

deponent served the within true copy of the SUMMONS & COMPLAINT on INTERCEPT INTERACTIVE, INC., the defendant/respondent therein named,

CORPORATION by delivering thereat a true copy of each to MS. NICOLA ROSS personally, deponent knew said corporation so served to be the corporation described in said SUMMONS & COMPLAINT as said defendant/respondent and knew said individual to be the GENERAL AGENT thereof.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
FEMALE	BLACK	BROWN	39	5'9	160

Sworn to me on: April 17, 2007

Linda Forman
Notary Public, State of New York
No. 01FO5031305
Qualified in New York County
Commission Expires August 1, 2010

Robin M. Forman
Notary Public, State of New York
No. 01FO6125415
Qualified in New York County
Commission Expires April 18, 2009

Larry Yee
Notary Public, State of New York
No. 01YE5015682
Qualified in New York County
Commission Expires July 26, 2009

BYRAN E. MCELDERRY
License #: 869802
Docket #: 471297

Dockets.Justia.com

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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA

Spirit Airlines, Inc.,

Plaintiff,

vs.

24/7 Real Media, Inc., Advertising.com, Inc., America Online, Inc. dba AOL, Burst Media Corporation, Carrollton Bank, CheapFlights (USA), Inc., Echo Target, Inc., Hotwire, Inc., Intercept Interactive, Inc., Priceline.com, LLC, Rackspace, Ltd., Shermans Travel, Inc., SideStep, Inc., Smarter Living, Inc., SpecificMedia, Inc., Travel Marketing Group, Inc., TravelZoo, Inc., Tribal Fusion, Inc., TripAdvisor LLC, Valueclick, Inc., and The Weather Channel Interactive, Inc., and all other persons or entities unknown claiming any right, title or interest to the funds described in the Complaint herein,

Defendants.

Civil Action File No. ____________

07-60399

CIV-ALTONAGA

MAGISTRATE JUDGE
TURNOFF

SUMMONS IN A CIVIL CASE

TO: Intercept Interactive, Inc.
c/o Shiff & Tisman, Registered Agent of Intercept Interactive, Inc.
2000 Madison Avenue
New York, NY 10016

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

Local Counsel for Spirit Airlines, Inc.

Anthony Carriuolo (FL Bar No. 434541)
BERGER SINGERMAN
350 East Las Olas Boulevard, Suite 1000
Fort Lauderdale, FL 33301
954-525-9900 (phone)
954-523-2872 (fax)

AND

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Connie A. Lahn (MN Bar No. 0269219)
Lara O. Glaesman (MN Bar No. 316866)
FAFINSKI MARK & JOHNSON, P.A
Flagship Corporate Center
775 Prairie Center Drive, Suite 400
Eden Prairie, MN 55344
952-995-9500 (phone)
952-995-9577 (fax)

an answer to the complaint which is herewith served upon you, within twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time.

Clarence Maddox
Clerk

MAR 21 2007
Date

(By) Deputy Clerk